

EXHIBIT 2

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AFFIDAVIT OF MAX PFOST

STATE OF NEVADA)
)ss.
COUNTY OF WASHOE)

I, MAX PFOST, do hereby swear that the following assertions are true.

1. I have personal knowledge of the matters herein set forth as an employee of the Whittemore Peterson Institute (hereafter "WPI") where I was supervised by Dr. Judy Mikovits.
2. After I took the notebooks from WPI on the morning of September 30, 2011, the notebooks remained at the Riverwalk Condominium for approximately four days. I hid them in a large multi-colored "Happy Birthday" bag which I had in the condominium from my birthday earlier in September.
3. At that point, knowing that WPI was continuing to search for the stolen notebooks, I took the notebooks in the "Happy Birthday" bag to my mother's house in Sparks, Nevada, where I hid the notebooks in the garage as requested by Dr. Mikovits in a phone conversation.
4. Judy Mikovits also asked me to go to the Applied Research Facility ("ARF" Building) and get all files, papers and documents on Dr. Dan Peterson. Dr. Mikovits stated that she believed Peterson had committed Medicare Fraud. She instructed me to get all documents in the filing cabinets. I informed her that I could not get the documents or files because the door to the ARF Building was locked and did not have the correct key.
5. On October 7, 2011, I had a long telephone conversation with my mother wherein I confessed that I had taken the notebooks from WPI at the request of Mikovits and had hidden them in my mom's garage.
6. During the period that I was in possession of the stolen notebooks, Mikovits requested by telephone that I ship the notebooks to a safe location in California or Virginia, but I replied that I could not pay the shipping costs for mailing the heavy notebooks and that she could retrieve the notebooks when she returned to Reno to pick up her personal items from the condo she had vacated at the Palladio in Reno.
7. Prior to the late night meeting of October 16, 2011, I retrieved the notebooks from my mother's garage in Sparks on or about October 13, 2011 and returned them to the Riverwalk Condominiums, still in the "Happy Birthday" bag.

8. I picked up Mikovits at the Reno Tahoe International Airport at approximately 12:20 a.m. on October 17, 2011. The first thing Mikovits asked about was the location of the notebooks, and I told her that they were at the Riverwalk Condominium in a "Happy Birthday" bag. I then drove Mikovits to the Riverwalk Condominium where she spent the night.

9. At approximately 12:45 a.m. on October 17, 2011 I gave all of the laboratory notebooks to Dr. Mikovits that I had taken on September 30, 2011. At approximately 8:00 a. m. on October 17, 2011 Mikovits gave the me her card key pass and the silver WPI lab computer the, with instructions to wait "a couple of days" before returning these items to WPI. She told me to tell WPI that I had received her keys and other employee items in the mail from her and to secretly replace the WPI silver laboratory computer at a later date, which I did.

10. I left Mikovits with total and exclusive control over the notebooks in the "Happy Birthday" bag in the condominium on the morning of October 17, 2011.

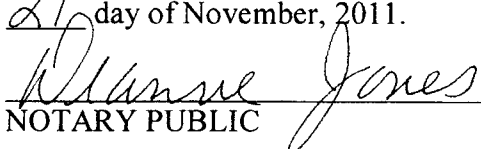
11. As I left for work at WPI that morning, Mikovits further requested that I keep her informed as to the whereabouts of WPI personnel so that Mikovits could avoid detection in Reno. She informed me that she would take a casino shuttle to the airport, and that she would rent a car and return to California. I stayed in touch with Mikovits that morning from approximately 8:40 a.m. until 10:30 a.m. by text message.

12. When I returned from work later on October 17, 2011, Mikovits and the notebooks in the "Happy Birthday" bag were gone. In addition, Mikovits' personal items from the Palladio that were being stored for her in the Riverwalk condo were gone, as well.

DATED this 21 day of November, 2011.


 MAX PFOST

SUBSCRIBED and SWORN to this

21st day of November, 2011.

 NOTARY PUBLIC

